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July 3, 2003

Application Number: 09/676/670  
Applicant: Scherr, George H.  
Art Unit: 1617  
Title: Alginate Foam Compositions  
This Application is a CIP of  
09/301,228 04/29/1999 ABN  
Examiner: Dr. Shahnam Sharareh

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

Attached please find my Notice of Appeal including Credit Card Payment Form PTO-2038 and the action of the Patent Office assigning the application number and the stipulation that this application is a CIP of 09/301,228 04/29/1999 ABN.

Very truly yours,

George H. Scherr, Ph.D.

GHS/jj

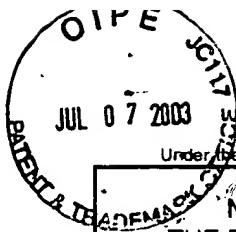
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## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

#11/C  
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July 3, 2003

Date

Signature

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Number: (708)747-3717

George H. Scherr

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Address

Enclosures:  Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

July 3, 2003

Date

Signature

George H. Scherr

Type or printed name of person signing certificate